

1 **SAMPSON & ASSOCIATES**
2 Bryan D. Sampson, Esq. (#143143)
3 Mary L. Fickel, Esq. (#221872)
4 2139 First Avenue
5 San Diego, California 92101
6 Tel. (619) 557-9420 / Fax (619) 557-9425
7 bsampson@sampsonlaw.net

8 Attorneys for Plaintiffs/Counterdefendants
9 FRIGATE LIMITED and SEAMARK TRUST COMPANY (CI) LIMITED
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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 FRIGATE LIMITED, an Isle of Man
11 corporation; SEAMARK TRUST COMPANY
12 (CI) LIMITED, Trustee of THE CECILIA L.
13 DAMIA FAMILY TRUST AGREEMENT and
14 THE EMIL DAMIA FAMILY TRUST
15 AGREEMENT,

16 Plaintiffs,

17 v.
18 CECILIA L. DAMIA,
19

Defendant.

20 **AND RELATED COUNTERCLAIMS**

Case No. 06-CV-04734-CRB

STIPULATION OF DISMISSAL
[FRCP 41(a)(1)]

Date: N/A
Time: N/A
Ctrm: 8, 19th Floor
Judge: Hon. Charles R. Breyer

21 **INTRODUCTION**

22 On January 3, 2007, the Court entered an Order referring the case to Mediation. On March 20,
23 2007, the parties attended the Court ordered Mediation. The parties actively engaged in meaningful
24 settlement negotiations through the Mediation process and have entered into a Confidential Settlement
25 Agreement and Mutual General Release. The Settlement Agreement was further sanctioned by the Isle
26 of Man court. Therefore, the parties hereby stipulate as follows:

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STIPULATION

Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1), Plaintiffs/Counterdefendants FRIGATE LIMITED and SEAMARK TRUST COMPANY (C I) LIMITED and Defendant/Counterclaimant CECILIA DAMIA, by and through their respective attorneys of record, hereby stipulate that the above-entitled action be and hereby is dismissed with prejudice.

IT IS SO STIPULATED.

Dated: December 6, 2007

SAMPSON & ASSOCIATES

By: /s/ Mary L. Fickel
Mary L. Fickel, Esq.
Attorneys for Plaintiffs/Counterdefendants

Dated: December 4, 2007

PIERCE & SHEARER, LLP

By: /s/ Andrew F. Pierce
Andrew F. Pierce, Esq.
Attorneys for Defendant/Counterclaimant

December 11, 2007

